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# **EXHIBIT A**

Madame Judge,

I am addressing you with great respect to first of all ask for your forgiveness, and for your leniency in sentencing me.

I would like to tell you that I am a family man; my wife and I have two children: a girl who is three years old, whose name is Emily Cusme, and Neymar Cusme, who is two years old.

They, as well as my twenty two year old wife, Karina Alarcon, rely on me for their food and care. I also would like to tell you that at present I am not doing well health-wise. I have a neurological problem; I suffer from epileptic seizures as the result of injuries sustained in a car accident in Ecuador approximately eight years ago.

In addition, I underwent surgery at a New York Hospital while I was in custody at the Brooklyn prison.

I am asking for your forgiveness because I did not know what I was doing; it never crossed my mind that I was acting against the government of the United States. That is why I am asking for your leniency.

Madame Judge, my wife, my children and my siblings need me, and they are suffering my absence and my present circumstances very much.

I would like to tell you I have always been a very hardworking man, and loving to my wife and children.

I would therefore ask you to give me a second opportunity, the chance to live near my children, and I promise you that I - Johnny Cusme- will never commit a crime against the United States or my country, that is Ecuador, ever.

I apologize for not knowing what I was doing against this country.

Sincerely,

Johnny Cusme

Hoja ①

Sra Juez :-

Me dirijo a Ud con todo respeto  
 para pedirle a Ud primariamente "perdon"  
 y tenga Ud "clemencia" de mi en la Sen-  
 tencia que Ud va a otorgarme. Le cuento  
 que soy padre de familia con mi esposa  
 de 2-ninos uno de 3-anos la cual es nina  
 de nombre Emily cusme y Neymar cusme  
 de 2-anos los cuales dependen de mi para  
 su alimentacion y cuidados personales juntos  
 a mi esposa Karina Alarcos de 22 años  
 tambien le quiero comentar que en estos  
 momentos no me encuentro muy bien de salud  
 debido un problema neurologico que el  
 procedimiento son ataques epilepticos esto  
 debido a un accidente automovilistico que  
 tuve en ecuador hace aproximadamente 8 años  
 y incluso fui intervenido quirurgicamente  
 en un hospital de new york mientras estuve  
 recluido en la prisión de ~~Bronx NY~~ y es  
 por eso le pido "perdon" primariamente por  
 no saber lo que hacia ni imaginar  
 si queria que yo estaba atentando contra  
 el gobierno de los estados Unidos - y es -

Hoja ②

- por eso la clemencia que le pido a Ud.  
Señorita Juez - por la falta que yo les  
hago a mi esposa a mis hijos y mis hermanos  
los cuales estan sufriendo mucho mi ausencia -  
ante esta que es mi situacion y le quiero  
decir a Ud - que siempre he sido un hombre  
muy trabajador y amoroso con mi esposa y  
con mis hijos y quiero pedirle a Ud - me  
de una Segunda oportunidad de vivir cerca  
de mis hijos y le prometo yo - Johnny Cusme  
NUNCA MAS volver a cometer delito a alguno  
encontrar de los Estados Unidos ni de mi pais  
que es Ecuador y disculpas por el Desconocimiento  
de lo que estuve yo haciendo en contra de este  
pais -

Affe

Johnny Cusme.

# **EXHIBIT B**

START: 7-31-2016

DETAINEE LOG - MISLE #: 1037372(2)  
RECORD

VENTUROUS CASE #: 625-026-16



7530-00-222-3525  
FEDERAL SUPPLY SERVICE  
(GPO)

END:

GEN\_061

ESLOR BAR MONTANO JEFFERSON  
ECUADORIAN, cedula 090356444-3



ORTIZ VITE NELSON ANTONIO  
ECUADORIAN, cedula 131454465-9



CUSME LOPEZ JOHNNY JAVER  
ECUADORIAN, cedula 092605551-7



GEN\_062

1200 - 1600

1215 03 DETAINEES FED ALL AT  
1530 Enr R AND SN RL RELIEVED THE WATCH

1600 - 2000

1600 ET2 RACHAL AND SN RAMEY ON WATCH

1800 BN1 BEST AND MEI STOOD GUARD THE WATCH.

1850 03 DETAINEES FED, ALL AT

1930 SN U. AND OM1 G. RELEIVED THE WATCH

2000 - 2400

2000 SN J. AND OM1 C. GUARDED

2324 Enr R AND BN2 L RELIEVED THE WATCH

0000 - 0400

1200 - 1600

0000 Enr R AND BN2 L GUARDED

0345 BN1 B. AND ME3 R RECEIVED THE WATCH

0400 - 0800

0345 BN1 B. AND ME3 R RECEIVED THE WATCH

0800 SN UNDERHAY AND OM1 GREEN RECEIVED THE WATCH

0800 - 1200

0800 SN UNDERHAY AND OM1 GREEN ON WATCH

0814 03 DETAINEES FED MORNING MEAL, NO ME

1130 BN2 L AND ET2 RACHAL RELIEVED THE WATCH

1200 - 1600

1200 - BN2 L AND ET2 RACHAL ON WATCH

1303 - 03 DETAINEES FED NOON MEAL

- ME1 & ME3 RELIEVED THE WATCH

THE INDIVIDUAL WITH THE  
BLACK UNIFORM HAD A BELT  
AND WAS GIVEN A BELT BY ME2

GEN\_074

Aug 15

Tony Loper is feeling ~~much~~ back to normal no signs or symptoms

✓

Tony Loper

GEN\_094

12 Aug

Jonny Lopez

1330

A & O X3 P. 110 SPO2 99% 2LPM OR nasal insuff.

It is responsive but dazed. Eyes pupils, all cranial nerves intact. Pt is weak and tired complaining of H/A. Maxine 400mg was given for H/A & soreness. Dilute Strength is equal between upper & low extremities.

1345

Talked Flight Surgeon on ruled out disease that happened with Jonny Lopez. No further treatment was given just monitor recovery.

2000

Checked on pt. Pt is having H/A & feeling weak. But feeling better.

3 Aug

Jonny Lopez is feeling better only having a H/A. He was given 0400 mg Motrin 3x daily for 3 days

14 Aug

Jonny Lopez is feeling better no signs or symptom from having seizure due to blood clot. 8 yrs ago he was in a car race swind HEAD Injuries which resulted in Seizure episodes. He got them already he was only taking Valium 5mg and Clonazepam for the seizure but doesn't HAVE them with him. When talking with left over flight surgeon \* on call stated if he has another he should be transported to New York Hospital

GEN\_095

BpO<sub>2</sub>: 130%

Avg

Sunny Lungs clear & clear  
SpO<sub>2</sub> - 94 vs 97

156 pma  $\Rightarrow$  120

Convolusions Unresponsive

Black coming out from mouth:

blood pressure - 110/68

BpO<sub>2</sub> Administered O<sub>2</sub>

BpO<sub>2</sub> - P<sub>18</sub> 131 SpO<sub>2</sub> 99%

A<sub>1</sub> 80 x 2 vein Bat intact pms, HIA, dand,

Flight oxygen on ~~CHC~~ CHC

Vakotex 500

El palomin

GEN\_096

# **EXHIBIT C**



**Kingsbrook Jewish Medical Center**  
**585 Schenectady Avenue Brooklyn, NY 11203**  
**Phone: (718) 604-5548 Fax:**

### Charting

**Name:** Cusme-Lopez, Johnnyjavier      **MRN:** 0724832

**Account:** 10781991

**Service Provided:** 12/27/16 05:18PM

IRF Physical Medicine and Rehabilitation H and P

### Physical Medicine and Rehabilitation

#### History and Physical Assessment

##### Demographics:

Age: 26Y

Gender: Male

##### Preferred Language:

Primary - Spanish

Secondary - None

Language Interpreting Services - NOT Needed

Deaf Talk Assistance - NOT Needed

##### Chief Complaint:

seizure .

##### Past Medical History:

seizure disorder, h/o MVA

##### History of Present Illness:

26 year old incarcerated male with above medical history presented to KJMC after a witnessed seizure episode. Pt was post-ictal in the ED. MRI brain showed left planum sphenoidale meningioma with vasogenic edema. Pt underwent craniotomy with tumor resection by neurosurgery. Post-op, pt did not have any complications. Repeat MRI did show acute/subacute infarct in the ACA territory. Pt was medically stabilized, seen by a physiatrist and determined to be an excellent candidate for IRF to address functional impairments.

Date of Onset: 12/12/16

Date of Admission: 12/27/2016 3:23:36 PM

History of Infection: none

##### Past Family History:

Non-Contributory to the presenting conditions

Prior Level of Functioning: independent with ADLs and ambulation

Patient/Caregiver Goals: I want to get stronger

##### Social History

Current Alcohol Use: denies

Current Tobacco Use: denies

Current Drug Use: denies



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### Charting

**Name:** Cusme-Lopez, Johnnyjavier  
**Account:** 10781991

**MRN:** 0724832  
**Room/Bed:** /

**DOB:** 01/02/1990  
**Admit:** 12/27/16 7:52PM

**Living Environment:**  
 Prison system

#### Current Functional Status

**Mobility:**  
 ambulates 25 feet with RW

**Activities of Daily Living:**  
 min assist with most ADLs

**Cognition:**  
 follows multistep commands  
**Communication:**  
 Communication: intact  
**Swallowing Deficits:**  
 Swallow history: none

#### Code Status:

Patient Preference(s): Full code.

**Vaccinations:** Not applicable - no vaccination history n/a

#### Medications:

Significant rehabilitation considerations:  
 TYLENOL -MAPAP 650. MG PO Q4HPRN  
 GUAIFENESIN DM 200. MG PO Q6HPRN  
 DILANTIN 100. MG PO Q8H  
 KEPPRA 500. MG PO Q12H  
 NOVOLOG Q4H ROUTINE SL SCALE  
 SENNA LAX 17.2 MG PO QHS  
 NARCAN 0.4 MG IV ONCEPRN  
 HEPARIN SODIUM (PORCINE) 5000. UNITS SQ

#### Constitutional

##### Positive for

Negative for: Fever, Chills, Insomnia

##### HEENT

##### Positive for

Negative for: Blurry vision, Dysphagia, Neck Pain, Sore Throat, Oral ulcers.

##### Pulmonary

##### Positive for

Negative for: SOB, Cough, Hemoptysis

##### CVS



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**DOB:** 01/02/1990

**Account:** 10781991

**Room/Bed:** /

**Admit:** 12/27/16 7:52PM

#### **Positive for**

Negative for: CP, Palpitations, Edema, Dizziness, Leg Pain, Orthopnea.

#### **GI**

#### **Positive for**

Negative for: AP, Nausea, Vomiting, Diarrhea, Constipation

#### **GU**

#### **Positive for**

Negative for: Dysuria, Incontinence, Urinary Retention

#### **CNS:**

#### **Positive for seizures**

Negative for: Headache, Numbness, Tremors, Falls

#### **Musculoskeletal**

#### **Positive for**

Negative for: Myalgias, Joint Pain, Swelling, Stiffness.

#### **Endo**

#### **Positive for**

Negative for: abnormal Weight Gain/Weight Loss, Hyper/Hypoglycemia

#### **Skin**

#### **Positive for**

Negative for: Rash or Ulcers.

#### **Psychiatry**

#### **Positive for**

Negative for: Anxiety, Depression.

**Allergies:** NKDA

#### **OBJECTIVE**

Vital Signs:

Blood Pressure: 104/66 mmHg

Temperature: 98.7

Pulse: 73 bpm

Respirations: 18 per minute

O2 Saturation:

Pain: (0-10 Pain Scale)

Location:

#### **Physical Examination**

#### **Constitutional**

Alert, Well Nourished, NAD



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**Account:** 10781991      **Room/Bed:** /

**DOB:** 01/02/1990

**Admit:** 12/27/16 7:52PM

**HEENT**

NT, No Nystagmus, Sclera anicteric.

**Neck**

Supple, No Adenopathy, Trachea mid-line, JVP-ve, No bruit

**Eyes**

Normal Vision, PERRLA, EOMI

**Pulmonary**

CTA in all fields, Respiration without labor.

**Chest/Breast**

Normal shape, No mass.

**CVS**

S1S2, NSR, No Murmur/Gallop, Rubs.

**GI**

Soft, NT, BS+, No Mass or organomegaly.

**GU**

Normal external genitalia, no pelvic mass.

**CNS**

**Mental Status:** Alert & Oriented x 3

**Cognition:** Intact

**Motor:**

RUE: Muscle Strength Shoulder Flex/ext 5/5, Abd 5/5, Add 5/5 , int/ext 5/5 Elbow Ext/Flex 5/5, Hand grip 5/5, Wrist ext/Flex 5/5

LUE: Muscle Strength Shoulder Flex/ext 5/5, Abd 5/5, Add 5/5 , int/ext 5/5 Elbow Ext/Flex 5/5, Hand grip 5/5, Wrist ext/Flex 5/5

RLE: Hip flex 5/5, Knee Ext/Flex 5/5, DF 5/5, PF 5/5, EHL5/5

LLE: Hip flex 5/5, Knee Ext/Flex 5/5, DF 5/5, PF 5/5, EHL5/5

**Sensory:**

RUE: intact to light touch C5, C6, C7, C8, T1

LUE: intact to light touch C5, C6, C7, C8, T1

RLE: intact to light touch L2, L3, L4, L5, S1

LLE: intact to touch L2, L3, L4, L5, S1

**Tone:** normal

**DTR:**

RUE: BB 2/4 TR/BR 1/4

LUE: BB 2/4 TR/BR 1/4

RLE: Patellar 0/4 Achilles 0/4

LLE: Patellar 0/4 Achilles 0/4

**Muscle Wasting:** absent

**Cerebellar signs:**

**Coordination** Intact finger nose

**Hoffman** Negative Bilaterally



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**Account:** 10781991

**MRN:** 0724832

**Room/Bed:** /

**DOB:** 01/02/1990

**Admit:** 12/27/16 7:52PM

**Babinski:** Negative Bilaterally

**Proprioception:** Intact Bilaterally

**Clonus:** absent

**Abnormal Movement:** absent.

**Vascular:** No calf tenderness, no edema or cyanosis.

**MUSCULOSKELETAL:** AROM intact Full passive range of motion in all four extremities

**SKIN:** surgical site staples noted on scalp, intact, no erythema or pus.

**Lab, Tests, Imaging, Consults:**

MRI brain with/without contrast

1. Status post gross total resection left planum sphenoidale meningioma with routine postoperative appearance at the surgical bed
2. Acute to subacute infarction anterior distribution left anterior cerebral artery including portions the left frontal anterior inferior parasagittal cortex and subcortical white matter, the left basal ganglia and noncontiguous foci within the left frontal cysts vertex subcortical white matter and anterior corpus callosum
3. Extra-axial fluid typical for recent postoperative state

Dr. Post

#### **Expression/Comprehension**

**Expression of Ideas and Wants:** Expresses complex messages without difficulty and with speech that is clear and easy to understand.

**Understanding Verbal Content:** Understands: Clear comprehension without cues or repetitions.

#### **Cognitive Pattern**

Brief Interview for Mental Status (BIMS) was conducted.

**Repetition of Three Words:** Three words

**Temporal Orientation Year:** Correct

**Temporal Orientation Month:** Accurate within 5 days

**Temporal Orientation Day of Week:** Correct

**Recall Socks:** Yes, no cue required

**Recall Blue:** Yes, no cue required

**Recall Bed:** Yes, no cue required

**BIMS SUMMARY SCORE:** 15 Cognitively intact Patient was able to complete the Brief Interview for



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Charting

**Name:** Cusme-Lopez, Johnnyjavier  
**Account:** 10781991  
Mental Status

**MRN:** 0724832  
**Room/Bed:** /

**DOB:** 01/02/1990  
**Admit:** 12/27/16 7:52PM

**Interdisciplinary Educational Needs and Learning Preferences:** Educational Needs:

Fall precautions/prevention  
Barriers to Learning: No barriers.  
Learning Preference: Explanation  
Discipline: Resident PM&R

**Education Provided:** Education Provided and Needs Met:

Fall precautions/prevention: Safety strategies and techniques.

Education Provided but patient needs reinforcement in the following areas: No education provided that audience needs practice, needs reinforcement, or no evidence of learning

Audience: Patient.

Mode: Explanation.

Discipline: Resident PM&R

**ASSESSMENT and PLAN**

26 year old male was admitted to KJMC for breakthrough seizures. MRI brain showed a meningioma. Pt is s/p craniotomy with resection of tumor. Pt is now admitted to acute rehab to address functional deficits.

Rehab Diagnosis: NTBI

Rehab Impairment Code: 02.1 Non-traumatic meningioma resection

Impairments and Disabilities: unsteady balance, decreased endurance, impaired cognition

**Active Comorbidites**

Comorbidities and Co-existing Conditions: Patient does not have PAD, PVD, or Diabetes Mellitus  
Seizure disorder, brain tumor s/p resection

Are there any arthritis conditions recorded for Impairment Group, Etiologic Diagnosis, or Comorbid Conditions that meet all of the regulatory requirements for IRF classification (in 42 CFR 412.29(b)(2)(x), (xi), and xii)?

**Rehabilitation Precautions / Restrictions:**

History of Seizures

Risk for falls

Skin Fragility

**Fall precaution:**

Call bell at bed side, bed level to lowest, side rails up, avoid clutter at bedside, good lighting, frequent supervision

**DVT Prophylaxis:**



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Charting

Name: Cusme-Lopez, Johnnyjavier MRN: 0724832

Account: 10781991 Room/Bed: /

Frequent mobilization of limbs,  
HEPARIN SODIUM (PORCINE) 5000. UNITS SQ

DOB: 01/02/1990

Admit: 12/27/16 7:52PM

**Seizure disorder**

DILANTIN 100. MG PO Q8H

KEPPRA 500. MG PO Q12H

**Constipation**

SENNNA LAX 17.2 MG PO QHS

**Pain/Fever**

TYLENOL -MAPAP 650. MG PO Q4HPRN

Hypercholesterolemia

Electronically signed by: Shahrokh Bemanian, Res on 12/27/2016 at 05:18PM